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WOOD, HERRON & EVANS, L.L.P.

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

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TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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March 23, 2004

### FACSIMILE COVER SHEET

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
  
Fax: 703-872-9306

From: David E. Jefferies  
  
Re: Request for Corrected Filing Receipt  
Our File: KPF-30CD2  
US Divisional Application Serial No.  
10/687,855  
Filed October 17, 2003  
TIMER  
Amonett

Pages: 9 (including cover sheet)

### MESSAGE/COMMENTS

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PATENT

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 3/23/04  
Ginger M. Graff Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Daniel Keith Amonett  
Application No: 10/687,855  
Filed: October 17, 2003  
Title: TIMER  
Conf. No: 9564  
Art Unit: 2841  
Examiner: Unknown  
Our Ref: KPF-30CD2

Cincinnati, Ohio 45202

March 23, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Sir:

The filing receipt dated January 21, 2004 for the above-identified application indicates Applicants as Daniel Keith Amonett, Robert G. Sokalski, and Donald Eugene Smith. However, Daniel Keith Amonett is the only Applicant for the above-identified application. The application transmittal states "Please note the inventors named in this application are fewer than those named in the prior application and the attached Declaration." Copies of the transmittal and filing receipt are enclosed. Applicant therefore requests the issuance of a corrected filing receipt.

-1-

Please also note our customer number 26,875 in the Patent Application Information Retrieval system. A Change of Correspondence Address, Form PTO/SB/122, is enclosed.

No fee is believed due. However, if a fee is deemed necessary in relation to this request, the Commissioner is authorized to charge the fee to Deposit Account 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: 

David E. Jeffries, Reg. No. 46,800

Wood, Herron & Evans, L.L.P.  
2700 Carew Tower  
Cincinnati, OH 45202  
(513) 241-2324

PTO/SB/122 (09-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# CHANGE OF CORRESPONDENCE ADDRESS Application

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

Application Number	10/687,855
Filing Date	10/17/2003
First Named Inventor	Daniel Keith Amonett
Art Unit	2841
Examiner Name	Unknown
Attorney Docket Number	KPF-30CD2

Please change the Correspondence Address for the above-identified patent application to:

☒ Customer Number :

OR

<input type="checkbox"/> Firm or Individual Name				
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This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the:

- ☐ Applicant/Inventor
- ☐ Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ Attorney or Agent of record. Registration Number 46,800
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_

Typed or Printed Name David E. Jefferies

Signature 

Date 3/23/04

Telephone (513) 241-2324

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Daniel Keith Amonett

Atty. Docket: KPF / 30CD2

Title: TIMER

**CERTIFICATE OF MAILING BY EXPRESS MAIL - 37 CFR 1.10**'Express Mail' mailing label number: EV355037330US  
Date of Deposit: October 17, 2003

I certify that this paper or fee (along with the enclosures noted herein) is being deposited with the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 CFR 1.10 on the above date and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**EV355037330US**By: Kenneth Eads (person mailing paper)**UTILITY PATENT APPLICATION TRANSMITTAL**

*Mail Stop Patent Application*  
*Commissioner for Patents*  
*P.O. Box 1450*  
*Alexandria, VA 22313-1450*

This is a request for filing, under 37 CFR § 1.53(b), a(n):

- ☐ Original (non-provisional) application.
- ☒ **Divisional of prior application Serial No. 10/322,999, filed on December 18, 2002, which is a divisional of U.S. Patent Application Serial No. 10/000,414 filed on November 2, 2001, now U.S. Patent No. 6,613,991, which is a continuation-in-part of U.S. Patent Application Serial No. 09/368,284 filed August 3, 1999, now U.S. Patent No. 6,441,326, which is a continuation-in-part of U.S. Patent Application Serial No. 09/365,561 filed August 2, 1999, now U.S. Patent No. 6,080,943, all of which are hereby incorporated by reference herein in their entireties.**
- ☐ Continuation of prior application Serial No. \_\_, filed on \_\_.
- ☐ Continuation-in-part of prior application Serial No. \_\_, filed on \_\_.

For Divisional and Continuation applications ONLY:

- ☒ **Copy of Executed Declaration, Power of Attorney and Petition Form from parent application is enclosed (as noted below in Enclosures).**
- ☒ **Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.**

For all Divisional, Continuation and Continuation-in-part applications:

- ☒ **Please note the inventors named in this application are fewer than those named in the prior application and the attached Declaration.**
- ☐ Small Entity Status was requested in the prior application, and small entity status is still proper and desired.
- ☒ **This application is assigned to France/Scott Fetzer Company of 2268 Fairview Boulevard West, Fairview, TN 37062 by virtue of an earlier assignment filed in the prior application at Reel 10224, Frame 710.**

KPF / 30CD2

Express Mail No. EV355037330US

### PRELIMINARY AMENDMENT/CALCULATION OF FEES

- ☐ Please cancel claims \_\_ without prejudice, and prior to calculating the fees. \_\_ total claim(s), of which \_\_ is(are) independent, is(are) pending after the amendment.
- ☐ Please enter the enclosed preliminary amendment identified below prior to calculating the fees. \_\_ total claim(s), of which \_\_ is(are) independent, is(are) pending after the amendment.
- ☐ Small Entity Status is Requested
- ☒ **The Fees are Calculated as Follows:**

Fee:	Number of Claims:	In Excess of:	Extra:	At Rate:	Amount:
Total Claims	7	20	0	\$18	\$0.00
Independent Claims	1	3	0	\$84	\$0.00
MULTIPLE DEPENDENT CLAIM FEE					
BASIC FEE					\$770.00
TOTAL OF ABOVE CALCULATIONS					\$770.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY					
<b>TOTAL</b>					<b>\$770.00</b>

### ENCLOSURES

- ☒ **Utility Patent Application Transmittal Form (in duplicate) containing Certificate of Mailing By Express Mail Under 37 CFR 1.10.**
- ☒ **Return Postcard.**

#### APPLICATION PAPERS

- ☒ **Utility Patent Application, with: cover sheet, 62 page(s) specification (including 7 total claim(s), of which 1 is(are) independent, and 1 page(s) abstract).**
- ☒ **Drawings: 19 sheet(s) of formal drawings ( 27 total figure(s)).**
- ☐ Microfiche Computer Program (Appendix).
- ☐ Nucleotide and/or Amino Acid Sequence, including (all are necessary): Computer Readable Copy, Paper Copy (identical to computer copy), and Statement verifying identity of copies.
- ☐ An \_\_ Declaration, Power of Attorney and Petition Form.
- ☒ **Copy of Executed Declaration, Power of Attorney and Petition Form from prior application identified above.**
- ☐ Certified Copy of priority document(s) identified as attached above.

#### ADDITIONAL PAPERS

- ☐ Assignment to \_\_, Recordation Cover Sheet (Form PTO-1595)
- ☐ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i)
- ☐ Preliminary Amendment (to be entered prior to calculation of fees)
- ☒ **Information Disclosure Statement, 7 sheet(s) Form PTO-1449, 0 U.S. Patent Reference(s), 0 Foreign Patent Reference(s) and 0 Other Reference(s)**
- ☐ Other: \_\_

KPF / 30CD2

Express Mail No. EV355037330US

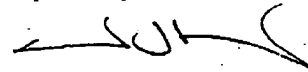
CHECKS

- ☒ A Check of \$770.00 for the filing fee.  
☐ A Check of     for the assignment recording fee.

**DEPOSIT ACCOUNT AUTHORIZATION**

- ☐ Please charge Deposit Account No. 23-3000 in the amount of    .  
☒ The Commissioner is authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 23-3000. A duplicate of this transmittal is attached.  
☐ THE PAYMENT OF FEES IS BEING DEFERRED.
- 

Respectfully Submitted,



Thomas W. Humphrey  
Reg. No. 34,353

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/687,855	10/17/2003	2841	770	KPF / 30CD2	19	7	1

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CONFIRMATION NO. 9564

## FILING RECEIPT



\*OC000000011724576\*

Date Mailed: 01/21/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Daniel Keith Amonett, Murfreesboro, TN;  
 Robert G. Sokalski, Murfreesboro, TN;  
 Donald Eugene Smith, Smithville, TN;

## Assignment For Published Patent Application

France/Scott Fetzer Company, Fairview, TN;

## Domestic Priority data as claimed by applicant

This application is a DIV of 10/322,999 12/18/2002  
 which is a DIV of 10/000,414 11/02/2001 PAT 6,613,991  
 which is a CIP of 09/368,284 08/03/1999 PAT 6,441,326  
 which is a CIP of 09/365,561 08/02/1999 PAT 6,080,943

## Foreign Applications

If Required, Foreign Filing License Granted: 01/20/2004

Projected Publication Date: 04/29/2004

Non-Publication Request: No

Early Publication Request: No

Title

Timer

Preliminary Class

368

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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